

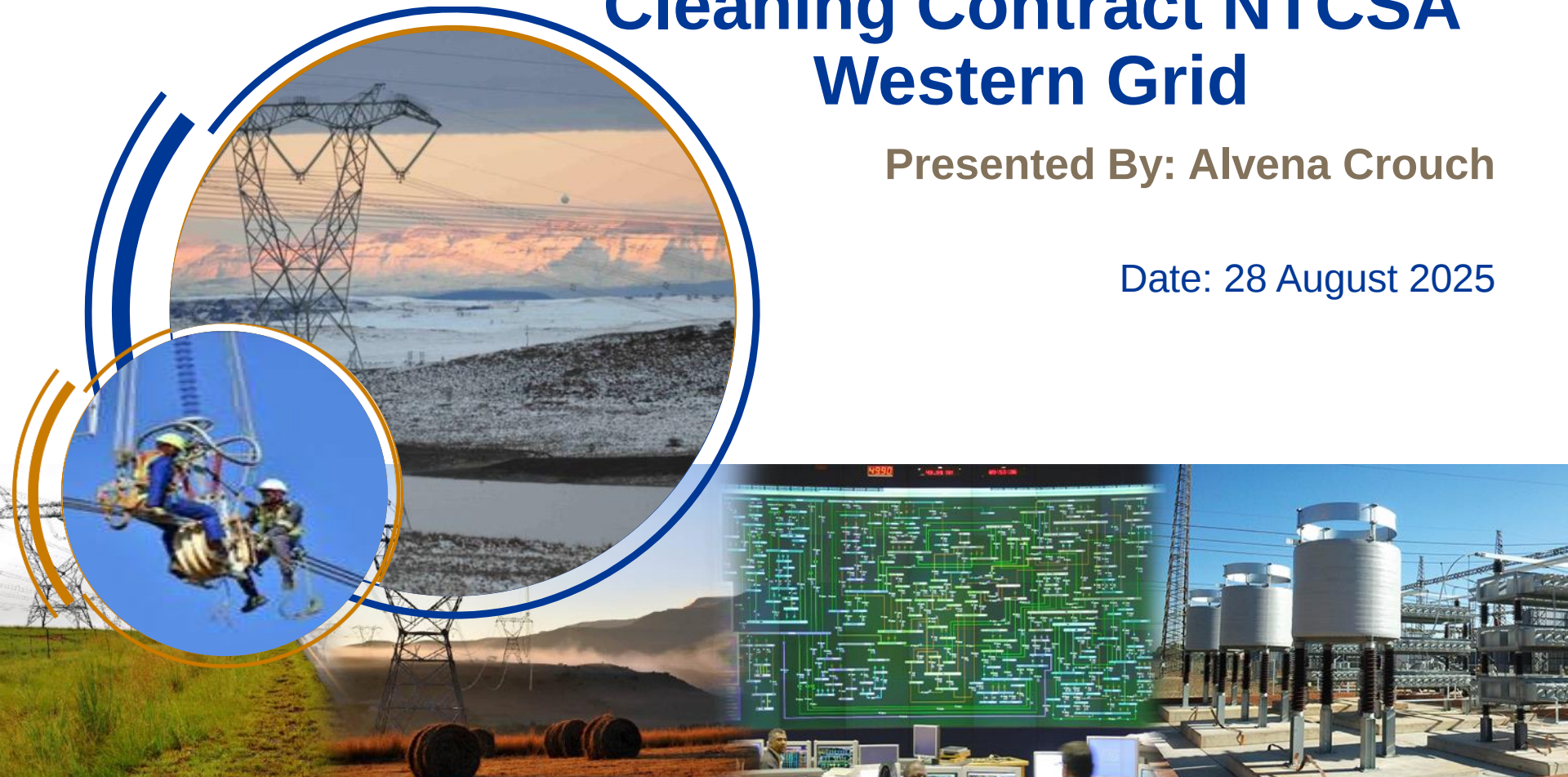
In partnership with



Clarification Meeting Cleaning Contract NTCSA Western Grid

Presented By: Alvena Crouch

Date: 28 August 2025



- Safety prepares and submits safety criteria in line with Scope of Work (SOW) – The provision of full Building Cleaning Services solution including the use of General Labor. OHS Specification and Baseline Risk Assessment to be read in conjunction with Client's detailed scope of the works.
- The health and safety file/document is to be evaluated before site mobilization or task order allocation to assess the compliance/conformance status of the supplier. No work shall commence before the health and safety file/document has been accepted by the allocated OHS professional.
- OHS requirements, after contract award, shall be enforceable on the successful Contractor/Service provider in accordance with the OHS specification/health and safety file/documentation requirements.

- It is the responsibility of the Contractor/Service provider to provide valid and authentic documentation for assessment.
- The Contractor/Service provider may seek guidance, clarity, and advice from Eskom NTCSA to comply with the requirements provided.
- The Contractor/Service provider must comply with, and adhere to, OHS legislation and Eskom OHS requirements at all times when conducting work for or on behalf of Eskom or any of its subsidiaries.
- The Contractor/Service provider , as a legal entity, must be conversant with OHS legal obligations related to the works tendered for.
- Each site or premises of Eskom and its subsidiaries has/have different OHS site-specific requirements, and it is the responsibility of the Contractor/Service provider to ensure that those requirements are met before work can commence.

Safety Annexure C3 OHS Tender Evaluation Criteria

Tenderer's / Supplier's name: Tender Ref number:
Scope of work:

<u>Ref</u>	<u>OHS Tender Returnable</u>	<u>Submissi on</u> <u>Y = Yes</u> <u>N= No</u>	<u>Comments</u>
1	Annexure B Is the acknowledgement of Eskom's OHS legal and other requirements form signed and submitted by the tenderer?		
2	OHS Plan (Must address the project /scope of work OHS risk(s) and aligned with the health and safety specification or requirements)		
3	Baseline OHS Risk Assessment (BRA) Identification, assessment and management of OHS risks related to the scope of work. The methodology used for the risk assessment must be provided together with the BRA		
Recommendation			Recommended /Not Recommended

Safety Annexure C3 OHS Tender Evaluation Criteria

<u>Ref</u>	<u>OHS Tender Returnable</u>	<u>Submissi on</u> <u>Y = Yes</u> <u>N= No</u>	<u>Comments</u>
4	Valid Letter of Good Standing (COIDA or equivalent)		
5	OHS policy signed by CEO The submitted policy document must comply to OHS Act Section 7		
Recommendation			Recommended /Not Recommended

Documents accompanied by SHE Specifications

- Annexure B Acknowledgement of Eskom's requirements
- CR 5(1)k Appointment
- 37(2) Mandatory Agreement

SECTION 37(2) AGREEMENT

CONCLUDED BETWEEN

.....[insert name of subsidiary or Eskom Holdings SOC Limited]

AND

(Name of contractor/supplier)

I,[insert name of person representing contractor/supplier company] representing [insert name of contractor/supplier], do hereby acknowledge that [insert name of contractor/supplier] is an employer in his/her own right, with duties as prescribed in the Occupational Health and Safety Act No. 85 of 1993 ("the Act"), as amended, and agree to ensure that all work will be performed and/or machinery or plant used in accordance with the provisions of the Act. I undertake that [insert name of contractor/supplier] shall strictly adhere to, and ensure that his/her employees adhere to, the provisions of the Occupational Health and Safety Act, 1993 (Act 85 of 1993). I have been provided with SHE specifications for project/service [insert brief details of project/service, for example, name, contract/project number] and will comply with the requirements set out in these.

I accept and agree that the SHE specifications constitute arrangements and procedures between (insert name of contractor/supplier) and [insert name of subsidiary or Eskom Holdings SOC Limited] which will ensure compliance by [insert name of contractor/supplier] with the provisions of the Act, as contemplated in section 37(2) of the Act.

This agreement constitutes the sole agreement between the parties, and no variation, modification, or waiver of any of the provisions of this agreement or consent to any departure from these shall, in any manner, be of any force or effect, unless confirmed in writing and signed by both parties, and such variation, modification, waiver, or consent shall be effective only in the specific instance and for the specific purpose and to the extent for which it was made or given.

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I, (Name & Surname of the appointer) the (Designation of the appointer) for (Site name) hereby appoint you (Appointee Name & Surname) being the Contractor's Representative for (Add full company Name) as Principal Contractor (Scope of work) as per Construction Regulations 2014, Regulation 5(1)(k); to perform the following duties as prescribed Construction Regulations 2014, Regulation 7(1):

Designated Functional Responsibilities and Authority

In particular you are required amongst others, to ensure the following –

- provide and demonstrate to the client sufficient documented Health and Safety Plan based on clients documented health and safety specification contemplated in regulation 5(1)b of CR 2014
- open and keep on site a health and safety file, which must include all documentation required in terms of the Act, which must be available on request to an inspector; the client, the client agent or a contractor;
- on appointing of any other contractor and ensure compliance with the provision of the Act as contemplated on regulation 7(1)c;
- ensure health and safety plan contemplated in regulation 7(1)(a) as well as contractors health and safety plan is available on request to an employee, inspector, a contractor; the client or client's agent
- hand over a consolidated health and safety file to the client upon completion of the construction work;
- include and make available a comprehensive and updated list of all contractors on site accountable to the principal contractor the agreements between the parties and the type of work being done
- ensure that all his or her employees have a valid medical certificate of fitness specific to the construction work to be performed and issued by an occupational health practitioner in the form of Annexure 3.
- stop any contractor from performing a construction activity which poses a threat to the health and safety of persons which is not in accordance with the client's health and safety specifications and the Contractor's Health and Safety Plan the site.

You are required to report any deviations from the above-mentioned instructions to me.

You shall submit a written weekly report on all shortfalls that have not been met in terms of these regulations.

This appointment is effective from (Add Start Date Here) until withdrawn by the (Designation of the appointer).

Signature
(Designation of the appointer)

Date

Acceptance of Designation

I, (Add Appointee Name Here) (Add Unique number or ID number), hereby acknowledge and accept the above-mentioned appointment and declare that I am conversant with the relevant provisions of the Occupational Health and Safety Act No. 85 of 1993.

Principal Contractor CR 5 (1)(k)

Date

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	Annexure B: Eskom Acknowledgement Form for OHS legal and other requirements	Template Identifier	240-43921804	Rev	5
		Document Identifier	240-77471499	Rev	3
		Effective Date	May 2021		

Annexure B: Acknowledgement Form for Eskom OHS legal and other requirements

NOTE: the supplier/contractor/tenderer has to ensure that he/she understands the OHS requirements listed hereunder.

1. The supplier/contractor/tenderer is expected to comply to the following documents when working at/rendering a service to Eskom but not limited to the following: a. Eskom contractor Health and Safety requirements standards 32-136 b. OHS specification/requirements provided c. Occupational Health and Safety Act 85 of 1993 d. Compensation for Occupational Diseases and Illnesses Act 130 of 1993 Note: Please note that after contract award, it is your responsibility to fully align the company's processes to Eskom's OHS requirements (policies, procedures, standards etc).
2. Penalties shall be enforced on the main supplier for non-conformance/s (identified for the main supplier and/or its contractor and/or supplier) pertaining to Eskom and/or Statutory OHS requirement/s.
4. Ensure that all employees (contractors/suppliers) undergo the relevant Eskom induction and the company's
5. Management of Contractors/ Suppliers The main contractor/supplier: a) Has to demonstrate to Eskom the process and selection criteria applied when appointing contractors and suppliers. b) Has to provide notification to Eskom, prior to the appointment of contractors or suppliers for the commencement of work. c) Has to ensure that contractors/ suppliers have adequate resources and competencies. d) Is accountable for the management of its contractors/ suppliers in order to ensure that the applicable legal and Eskom requirements (that are applicable to the main supplier during contract execution) are complied with by the contractors or suppliers. e) The main supplier shall monitor contractors or suppliers through audits and assessments with regard to OHS compliance during the execution of the work. f) The grounds for the termination of work done by contractors/suppliers shall be provided by the main supplier. g) All non-conformances/non-compliance by the contractors/suppliers (all tiers) to the main supplier shall be dealt with directly with the main contractor/supplier in terms of performance and penalty processes. h) Eskom reserves the right to verify this when deemed necessary. The contractor may be instructed to provide copies of testimonials/references and the contact detail of clients (including Eskom) for whom the Company has done previous work of a similar nature.
I, the undersigned, hereby acknowledge that I have obtained copies of the above documents and confirm that I fully understand them and the consequences of non-compliance.
Signed at on day of 20.....

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NTCSA Health and Safety File Site Readiness Assessment

Name of Eskom Project Manager		Signature:					
Contract number	+27	Facsimile		Email:			
Name Of Contractor			Principal Contractor	✓		Indicate Applicable	
			Sub-Contractor				
Manager Of Contractor			Health and Safety File In Order And Work Can Start		Yes	X	No
Address Of Contract:							
Contract Number:			Duration of contract:				
Name of Contractor Representative							
Contractor Representative Contact Number.	+27			Email:			
Signature: Contractor Representative			Name of Grid Representative/ Health & Safety Practitioner:		Signature:		
					Date:		

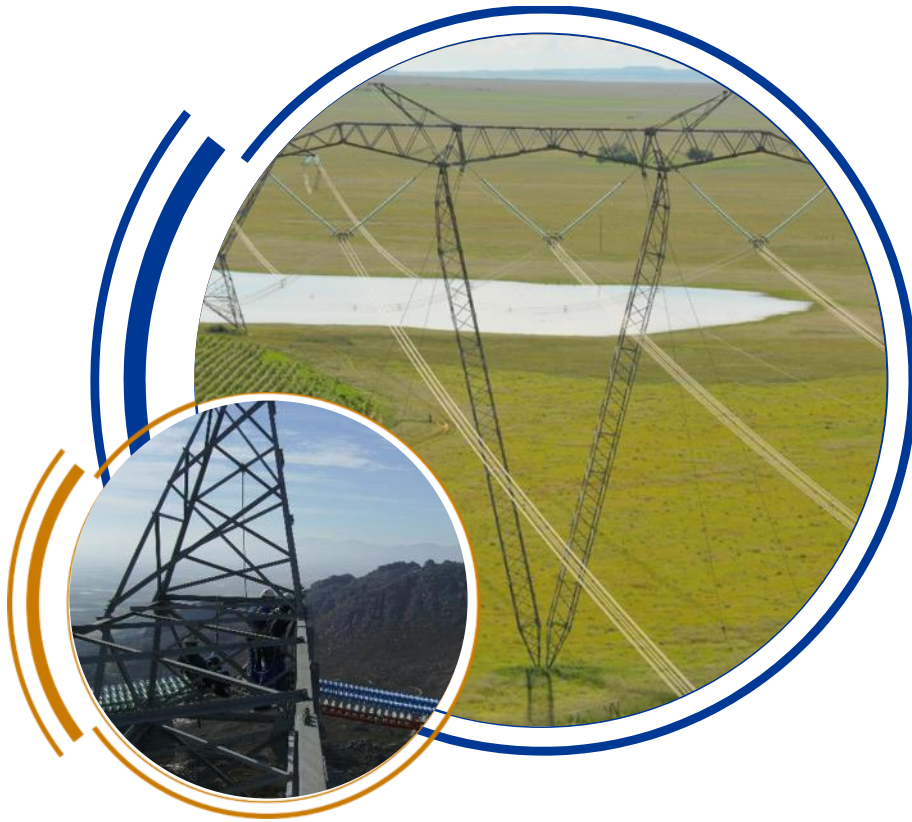
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2025



Conclusion